

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

LOREAL STEVENS,

Plaintiff,

V.

NANCY A. BERRYHILL, Acting
Commissioner of the Social Security
Administration,

Defendant.

CASE NO. 2:17-CV-00097-JRC

**ORDER ON STIPULATED MOTION
FOR EQUAL ACCESS TO JUSTICE
ACT FEES**

This Court has jurisdiction pursuant to 28 U.S.C. § 636(c), Fed. R. Civ. P. 73 and Local

Magistrate Judge Rule MJR 13 (*see also* Notice of Initial Assignment to a U.S. Magistrate Judge and Consent Form, Dkt. 5; Consent to Proceed Before a United States Magistrate Judge, Dkt. 6).

This matter is before the Court on plaintiff's Stipulated Motion for Attorney Fees (*see* Dkt. 21).

Based on the Equal Access to Justice Act, 28 U.S.C. § 2412, (“EAJA”), the stipulation of the parties (*see* Dkt. 21), the attorney declaration and time and expense itemizations (Dkt. 21, Attachments 1, 3), and the relevant record, it is hereby ORDERED that EAJA attorney’s fees of

1 \$3,112.56 shall be awarded to plaintiff pursuant to the EAJA and consistent with *Astrue v.*
2 *Ratliff*, 130 S.Ct. 2521, 2524, 2010 U.S. LEXIS 4763 at ***6-***7 (2010).

3 The Acting Commissioner agrees to contact the Department of Treasury after the Order
4 for EAJA fees and expenses is entered to determine if the EAJA fees are subject to any offset. If
5 it is determined that plaintiff's EAJA fees are not subject to any offset allowed pursuant to the
6 Department of the Treasury's Offset Program, then the check for EAJA fees shall be made
7 payable to Victoria B. Chhagan, Esq., based on plaintiff's assignment of these amounts to
8 plaintiff's attorney (*see* Plaintiff's Declaration Regarding Net Worth and Payment of EAJA Fees
9 and Federal Court Retainer Agreement, Dkt. 21, Attachments 4, 5). If there is an offset, the
10 remainder shall be made payable to plaintiff, based on the practice of the Department of the
11 Treasury (*see, e.g.*, Case No. 2:15-cv-122, Dkt. 22, p. 4). Any check for EAJA fees shall be
12 mailed to plaintiff's counsel, Victoria B. Chhagan, Esq., at Douglas, Drachler, McKee &
13 Gilbrough, 1904 Third Avenue, Suite 1030, Seattle, WA 98101.

14 Dated this 15th day of August, 2017.

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17 J. Richard Creatura
18 United States Magistrate Judge
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